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PHARMACEUTICALS, INC.

11 UNITED STATES DISTRICT COURT  
12 NORTHERN DISTRICT OF CALIFORNIA  
13 (SAN FRANCISCO DIVISION)

14 On Appeal from the United States Bankruptcy Court  
15 for the Northern District of California  
16 Hon. Edward D. Jellen

17 ALPHAMED PHARMACEUTICALS  
CORP.,

18 Claimant-Appellant,

19 v.

20 ARRIVA PHARMACEUTICALS, INC.,

21 Reorganized Debtor-  
22 Appellee.

No. 08-01279-SI

**[PROPOSED] ORDER DISMISSING  
ALPHAMED PHARMACEUTICAL  
CORP.'S APPEAL OF THE PLAN  
CONFIRMATION ORDER**

Date: May 23, 2008

Time: 9:00 a.m.

Location: Courtroom 10, 19<sup>th</sup> Floor  
450 Golden Gate Ave.  
San Francisco, CA 94102

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27 Having considered the papers submitted and arguments presented on Plaintiff Arriva  
28 Pharmaceutical, Inc.'s Motion to Dismiss as Moot the Appeal of AlphaMed Pharmaceuticals Corp.

1 of the Plan Confirmation Order and Memorandum of Points and Authorities in Support Thereof  
2 (the "Motion"), IT IS HEREBY ORDERED THAT the Motion is GRANTED.

3 IT IS FURTHER ORDERED THAT the appeal currently docketed as *AlphaMed*  
4 *Pharmaceuticals Corp. v. Arriva Pharmaceuticals, Inc.*, 08-01279-SI, is dismissed as moot.

5 IT IS SO ORDERED.

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7 Dated:  
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